IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 12TH JULY 2007 / 21ST ASHADHA 1929

WP(C).No. 19879 of 2007(N)

PETITIONER:

N.V.PAPPACHAN, FIELD WORKER
(PRESENTLY UNDER ORDERS OF DISMISSAL)
PF. NO.7734, DIVISION"D",KALLALA ESTATE,PLANTATION CORPORATION OF KERALA LTD.,RESIDING AT NETTIKADAN VEEDU, MANJAPPRA PO., ANGAMALI,
ERNAKULAM DISTRICT.

BY ADV. SRI.M.V.THAMBAN

RESPONDENTS:
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1. THE PLANTATION CORPORATION OF KERALA LTD., REPRESENTED BY ITS MANAGING DIRECTOR, KOTTAYAM-686 004.

2. THE MANAGER,
KALLALA ESTATE, PLANTATION CORPORATION OF KERALA LTD., KALADY PLANTATION, KALADY, ERNAKULAM DIST.

BY ADV. SRI. JOSEPH MARKOSE, SC FOR RESPONDENTS

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C)No.19879 of 2007 N

Dated this the 12th day of July, 2007.

JUDGMENT

The petitioner was an employee of the first respondent Corporation. The 2nd respondent Manager of the Kallala Estate of the 1st respondent Corporation, by Ext.P11 dated 26.02.2007, dismissed the petitioner from service. The petitioner preferred Ext.P12 appeal against that order before the Managing Director of the 1st respondent. This writ petition is filed challenging Ext.P11.

2. Since the petitioner has already invoked the appellate remedy, it is unnecessary for this court to go into the validity of Ext.P11.

3. Learned standing counsel appearing for the 1st respondent submitted that the appeal is received and pending.

Accordingly, the writ petition is disposed of directing the Managing Director of the 1st respondent Corporation to consider and pass final orders on Ext.P12 appeal, in accordance with law, after affording an opportunity of being heard to the petitioner, within two months from the date of receipt of a copy of this judgment.

Sd/-

(K.BALAKRISHNAN NAIR)
JUDGE

sk/

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